

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JULIANA VELAZQUEZ

Plaintiff(s)

- against -

CITY OF NEW YORK, RAYMOND KELLY COMMISSIONER  
OF NEW YORK CITY POLICE DEPARTMENT, LT. THOMAS  
HARTIGAN AND SGT. CHARLES ROMERO sued  
In their individual and professional capacities,  
Defendants

Index No.: 08 cv 2159

Affidavit of Service

STATE OF NEW YORK, COUNTY OF NASSAU SS.:

JOHN MICHAEL DEVITO, being duly sworn deposes and says: that deponent is not a party to his action, is over 18 years of age and resides at Suffolk, New York 11735. That on March 7, 2008 at 1:29 p.m. at New York City Law Department, 100 Church Street, New York, New York deponent served the within Summons and Complaint on City of New York therein named.

1.        INDIVIDUAL by delivering a true copy of each to said defendants personally; deponent knew the person so served to be the person described as said defendant therein.
2.        CORPORATION a domestic corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be AUTHORIZED TO ACCEPT thereof
3.   X   SUITABLE AGE by delivering thereat a true copy of the Complaint to a person of suitable age discretion. Said premises is defendant's actual place of business within the state.
4.        AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is defendant's - actual place of business - dwelling house - usual place of abode - within the state. Deponent was unable with due diligence to find defendant or a person of suitable age and discretion, thereat having called there
- MAILING Deponent also enclosed a copy of same in a postpaid sealed wrapper properly addresses to defendant at defendant's last known residence, at use with 3 or 4 (if applicable) and deposited said wrapper in - a post office - depository under exclusive care and custody of the United States Postal Service within New York State.

       DESCRIPTION Deponent describes the individual served as follows:  
1 or 3

<u>      </u> Male	White Skin	<u>  X  </u> Black Hair	<u>      </u> 14-20 Yrs.	<u>      </u> Under 5'	<u>      </u> Under 100 lbs.
<u>  X  </u> Female	<u>  X  </u> Black Skin	<u>      </u> Brown Hair	<u>      </u> 21-35 Yrs.	<u>      </u> 5'0" - 5'3"	<u>      </u> 100-130 lbs.
	<u>      </u> Brown Skin	<u>      </u> Blond Hair	<u>  X  </u> 36-50 Yrs.	<u>  X  </u> 5'4" - 5'8"	<u>  X  </u> 131-160 lbs.
		<u>      </u> Gray Hair	<u>      </u> 51-65 Yrs.	<u>      </u> 5'9"-6'0"	<u>      </u> 161-200 lbs.
		<u>      </u> Red Hair	<u>      </u> Over 65 Yrs.	<u>      </u> Over 6'	<u>      </u> Over 200 lbs.
		<u>      </u> White Hair			
		<u>      </u> Glasses			

Sworn to before me on

The 18th day of March, 2008

*Rosemary A. Horan*  
ROSEMARY A. HORAN  
Notary Public, State of New York  
No. 001405971-005  
Qualified in Nassau County  
Commission Expires 4/21/2011

*John Michael Devito*  
JOHN MICHAEL DEVITO